

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

ATTORNEYS AT LAW

FOURTH FLOOR
1755 JEFFERSON DAVIS HIGHWAY
ARLINGTON, VIRGINIA 22202 U.S.A.

(703) 413-3000

(703) 413-2220 FACSIMILE

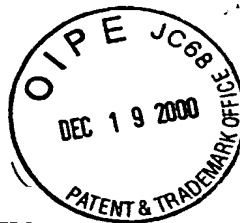
OBLONPAT@OBLON.COM

WWW.OBLON.COM

PATENT, TRADEMARK AND COPYRIGHT LAW
AND RELATED FEDERAL AND ITC LITIGATION

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

Docket No.: 195378US0DIV



NORMAN F. OBLON
MARVIN J. SPIVAK
C. IRVIN McCLELLAND
GREGORY J. MAIER
ARTHUR I. NEUSTADT
RICHARD D. KELLY
JAMES D. HAMILTON
EDWARD H. KUESTERS
ROBERT T. POUS
DAVID J. KERA
CHARLES L. GHOLZ
WILLIAM E. BEAUMONT
JEAN-PAUL LAVALLEYE, PH.D.
JEFFREY H. KAUFMAN
BRIAN D. ANDERSON
ROBERTA S. BREN
STEPHEN G. BAXTER, PH.D.
RICHARD L. TREANOR, PH.D.
STEVEN P. WEIMROUCH
JOHN T. GOOLKASIAN*
RICHARD L. CHINN, PH.D.
STEVEN E. LIPMAN
CARL E. SCHLIER
P. JAY HINES
JAMES J. KULBASKI
RICHARD A. NEIFELD, PH.D.
J. DEREK MASON, PH.D.
SURINDER SACHAR
JONATHAN HUDIS
JEFFREY B. MCINTYRE*
WILLIAM T. ENOS*
MICHAEL E. MCCABE, JR.*
STEVEN C. TABACKMAN
JORDAN S. WEINSTEIN
BRADLEY D. LYTLE
MICHAEL R. CASEY, PH.D.

GERALD J. MOSSINGHOFF
MILTON STERMAN
SAMUEL H. BLECH*
JOHN O. TRESANSKY*
ALTON D. ROLLINS
JAMES R. BOLER*
HARRIS A. PITLUCK*
RAYMOND F. CARDILLO, JR.
ROBERT W. HAHN, PH.D.
NEAL GOLDFARB
BRIAN B. DARVILLE
RAYMOND C. GLENNY*
MASAYASU MORI*¹
FRANK J. WEST*
KATHLEEN COONEY-PORTER*
ANDREW M. OLLIS
MARGO LIVESAY, PH.D.*
CORYN P. UMBACH, PH.D.
W. TODD BAKER*
JOSEPH A. SCAFETTA, JR.
CARLOS R. VILLAMAR
ROBERT C. MATTSON
MANDY M. PETROCELLI
EPWIN D. GARLEPP
ALEXANDER E. GASSER*
CHRISTOPHER D. WARD
THOMAS M. CUNNINGHAM, PH.D.
CLAYTON W. THOMPSON, II
KENNETH T. CUCCINELLI, II
THOMAS J. FISHER
ROBERT C. NISSEN*
GAY ANN SPAHN*
AKHIRO YAMAZAKI*
AMBER A. TRAIN*
MALCOLM J. MACDONALD, PH.D.*
ANDREW K. BEVERINA*
ROBERT G. CROCKETT*
JAMES J. KELLY, PH.D.
DEREK RICHMOND
AARTI SHAH
SANDY R. SWITZER*
FREDERICK D. VASTINE, PH.D.*
JOHN K. PIKE, PH.D.*
DAVID A. BILODEAU*
PHILIPPE J.C. SIGOIRE, PH.D.*
KEVIN A. NORDBERG*
THOMAS A. BLINKA, PH.D.*
DANIEL J. PEREIRA, PH.D.*
RONALD A. RUDDER, PH.D.*
JOHN F. T. CONROY, PH.D.*
KIRSTEN A. GRÖNEBERG, PH.D.*
MYRON K. WYCHE*

* BAR MEMBERSHIP OTHER
THAN VIRGINIA
* JAPANESE PATENT ATTORNEY
* REGISTERED PATENT AGENT

RE: Application Serial 09/675,208
Applicants: Chieko OSUMI et al
Filing Date: September 29, 2000
For: RAFFINOSE SYNTHASE GENE, METHOD OF PRODUCING
RAFFINOSE, AND TRANSGENIC PLANT

SIR:

Attached hereto for filing are the following papers:

- Notice to Comply
- Letter w/Date-Stamped Filing Receipt; Preliminary Amendment; Sequence Listing filed September 29, 2000 attached

Our check in the amount of _____ is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Norman F. Oblon
Attorney of Record
Registration No. 24,618
Daniel J. Pereira, Ph.D.
Registration No. 45,518



22850

(703) 413-3000 (phone)
(703) 413-2220 (fax)

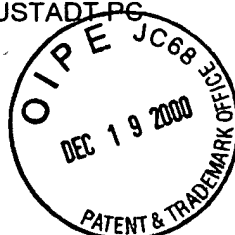


UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/675,208	09/29/2000	Chieko Osumi	195378USODIV

22850
OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT PC
FOURTH FLOOR
1755 JEFFERSON DAVIS HIGHWAY
ARLINGTON, VA 22202



FORMALITIES LETTER



OC000000005590995

Date Mailed: 12/01/2000

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821 - 1.825 for the following reason(s):
 - This application clearly fails to comply with the requirements of 37 CFR 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-1123
- For CRF Submission Help, call (703) 308-4212
- PatentIn Software Program Support
- - For Technical Assistance, call (703) 287-0200
- - To Purchase PatentIn Software, call (703) 306-2600

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

195378US0DIV

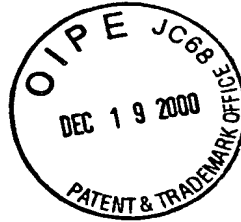
IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF:

Chieko OSUMI et al

SERIAL NO: 09/675,208

FILED: September 29, 2000



FOR: RAFFINOSE SYNTHASE GENE, METHOD
OF PRODUCING RAFFINOSE, AND TRANSGENIC
PLANT

LETTER

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

Sir:

Responsive to the Notice to Comply dated December 1, 2000, Applicants submit that a Sequence Listing was filed with the present Application on September 29, 2000. The present application is a Divisional of U.S. Serial No. 08/846,234, filed April 28, 1997. Thus, in accordance with 37 C.F.R. §1.821(e), Applicants have requested the Office to use the computer readable Sequence Listing filed in the Parent Application on November 15, 1999. As evidence of the submission, Applicants provide a copy of the Preliminary Amendment, the Sequence Listing and the date-stamped filing receipt. Accordingly, Applicants believe no new submissions are required. An action on the merits and allowance of the claims is solicited.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

A handwritten signature in dark ink, appearing to read "Norman F. Oblon".

Norman F. Oblon
Attorney of Record
Registration No. 24,618



22850

(703) 413-3000
Fax (703) 413-2000

Daniel J. Pereira, Ph.D.
Registration No. 45,518

COPY

Dept.: Chemical

By: NFO:JK:jot

OSMM&N File N . 195378US0DIV

Serial No. New Application

In the matter of the Application of: Chieko OSUMI et al.

For: RAFFINOSE SYNTHASE GENE, METHOD OF PRODUCING
RAFFINOSE, AND TRANSGENIC PLANT

The following has been received in the U.S. Patent Office on the date stamped hereon:

- ☒ 41 pp. Specification & 12 Claims/Drawings 7 Sheets
- ☒ Copy of Combined Declaration, Petition & Power of Attorney 3 pages
- ☐ List of Inventor Names and Addresses
- ☒ Utility Patent Application
- ☐ CPA
- ☒ Notice of Priority
- ☐ Priority Doc
- ☒ Check for \$1,074.00
- ☐ Dep. Acct. Order Form
- ☒ Fee Transmittal Form
- ☐ Assignment/PTO 1595 pages:
- ☐ Letter to Official Draftsman
- ☐ Letter Requesting Approval of Drawing Changes
- ☐ Drawings sheets ☐ Formal
- ☐ Letter
- ☒ Preliminary Amendment
- ☐ Information Disclosure Statement
- ☐ Cited References
- ☐ Search Report
- ☐ Statement of Relevancy
- ☐ IDS/Related/List of Related Cases
- ☐ Restriction Response
- ☐ Rule 132 Declaration
- ☐ Petition for Extension of Time
- ☐ Notice of Appeal
- ☒ Sequence Listing
- ☐ Issue Fee Transmittal
- ☒ White Advance Serial Number Card
- ☒ Verification of Translation / spec 83 and 12 claims / drawings 7 sheets filed in prior U.S. Application Serial No. 08/864,234, filed on April 28, 1997
- ☒ Copy of Certified Statement Re Filing in Foreign Language

Due Date: N/A

